

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Theresa M. Reineke

Serial No.: 10/596,522

Group Art Unit: 1635

Filed: June 17, 2008

Examiner: Schnizer, Richard A.

For: **Polyamides for Nucleic Acid Delivery**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 CFR § 1.132

Dear Sir:

I, Theresa M. Reineke, declare that:

1. I am the sole inventor in the above-identified patent application.
2. I am familiar with United States Patent Application Serial No. 10/596,522, filed June 17, 2008, entitled, "Polyamides for Nucleic Acid Delivery," (hereinafter, The Application), which claims the priority benefit of PCT Application No. PCT/US04/42948, filed December 20, 2004, entitled "Polyamides and Polyamide Complexes for Delivery of Oligonucleotide Decoys," which claims the priority benefit of U.S. Provisional Patent Application Serial Nos.: 60/531,399, filed December 19, 2003, and 60/574,131, filed May 25, 2004. I am also familiar with the Official Actions issued in this application, including the Official Action dated February 25, 2010 and the prior art references cited therein.
2. The reference cited by the Examiner in the February 25 Office Action, entitled "Novel Synthetic Poly(hydroxylamidoamine)s Facilitate Efficient and Nontoxic Gene Delivery with Mammalian Cells," with the citation Molecular Therapy Volume 9, Supplement (May 1, 2004), (hereinafter "The Article"), describes research conducted by the inventor Theresa M.

Reineke (hereinafter "Reineke") with the assistance of Yemin Liu (hereinafter "Liu") and Laura Wenning (hereinafter "Wenning").

3. The Article describes the work of the present inventor, Reineke. Despite their status as co-authors of The Article, Liu and Wenning merely completed assignments and carried out work under the direction and supervision of the present inventor, Reineke.

4. Reineke further declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



Theresa M. Reineke

6/25/10

Date